IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)	Conf. No.: 2480
Nayel Saleh)	
)	Filed: September 29, 2003
Serial No.: 10/673,776)	
)	Art Unit: 2614
For: CONTACT MANIPULATION)	
AND RETRIEVAL SYSTEM)	
)	
Examiner: Elahee, MD S)	
)	

STATEMENT IN SUPPORT OF PRE-APPEAL BRIEF REQUEST FOR REVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The Final Office Action rejected all pending claims under 35 U.S.C. § 112, paragraph one, solely on the grounds that the claims contain subject matter which was not described in the specification. Specifically, with regard to claim 1, the Final Office Action asserted that the limitation "receiving a voice contact including voice contact message" and "converting the voice message to voice message data in digitized, packetized form and then converting the packetized voice message to text form using speech recognition" were not disclosed in the original specification (Final Office Action, p. 2, lines 18-21). The Final Office Action concedes that the specification discloses receiving a message having contact information where the message is a voice message, and where the voice message is packetized, and then converted to text; but that there is no support that "<u>a voice contact message of a voice contact</u> has been converted to a voice

message data in digitized, packetized form and then converting the packetized voice message data to text form using speech recognition" (Final Office Action, p. 3, lines 3-6; Examiner's emphasis).

The first element of claim 1 asserted to be unsupported is "receiving a voice contact including a voice message" (Claim 1, line 3). This is fully disclosed in the specification, for example, in paragraph 50 ("For each contact received, the pertinent data may be assembled and maintained in a database or central repository. For a voice contact, it may be 'packetized'", paragraph 50, lines 2-4). Further, the Final Office Action concedes that the specification discloses receiving a message where the message can be a voice message (Final Office Action, p. 2, line 21 – p. 3, line 2). Clearly receiving a voice contact where a voice contact includes at least a voice message is disclosed in the specification (also see, e.g. paragraph 12, 13, 43, 44, 47, 51).

The second element of claim 1 asserted to be unsupported is "converting the voice message to voice message data in digitized, packetized form and then converting the packetized voice message data to text using speech recognition..." (Claim 1, lines 4-5). Regarding this claim element, the Final Office Action concedes that the specification discloses converting voice messages to packetized form and converting the packetized data to text (Final Office Action, p. 3, lines 2-3). Further, paragraph 50 of the specification discloses "For a voice contact, it may be packetized as a 'WAV' or 'MPS file', for example. The file may then be converted to text by a voice recognition module." (p. 14, paragraph 50, lines 4-5). Thus, the claimed feature "converting the voice message to voice message data in digitized, packetized form and then converting the packetized voice message data to text using speech recognition..." is fully disclosed.
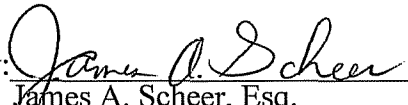
The Office Action highlights "voice contact message of a voice contact" (Final Office Action, p. 3, lines 3-4). However, while this phrase does not appear in claim 1, it is clear from the above that the claimed conversion of the voice message of the voice contact is disclosed. The Final Office Action also highlights the term "speech recognition". As discussed above, the specification discloses "converted to text by a voice recognition module" (p. 14, paragraph 50, lines 4-5); "...including voice contacts which have been converted to text via voice recognition..." (p. 4 paragraph 12, lines 2-3; and p. 13, paragraph 49, lines 2-3). Thus, it is clear that conversion to text using voice recognition is disclosed, and that the term voice recognition is being used to describe automated conversion of voice speech to text. It is well known in the art that the term "speech recognition" is widely used to describe the same process. Thus the claimed speech recognition is clearly disclosed by the specification's description of voice recognition to convert voice messages to text and therefore the claims are in compliance with 35 U.S.C. §112.

Since there was no other rejection of the claims in the Final Office Action, it is respectfully submitted that the application is in condition for allowance. Accordingly, a Notice of Allowance is respectfully requested.

The Final Office Action did not explicitly state that the issue was use in the claim of the term "speech recognition" instead of the term "voice recognition". However, if this is the issue, Applicant would agree to amending the claims to replace "speech recognition" with "voice recognition".

Respectfully submitted,

HUSCH BLACKWELL WELSH KATZ

By: _James A. Scheer_
James A. Scheer, Esq.
Registration No. 29,434

Dated: November 10, 2010

HUSCH BLACKWELL WELSH KATZ
120 South Riverside Plaza, Suite 2200
Chicago, Illinois 60606
(312) 655-1500 phone
(312) 655-1501 fax